



RFQ No. DACW67-03-Q-0083

**US Army Corps
of Engineers®**
Seattle District

**Project: SOUNDPROOFING OF CONTROL ROOM
WALLS**

**Location: LIBBY DAM PROJECT
LIBBY, MONTANA**

**CONSTRUCTION SOLICITATION
AND SPECIFICATIONS**

**Closing Date: 16 JULY 2003
Closing Time: 10:00 AM LOCAL TIME**

REMARKS: Quotes may be faxed to (206) 764-6817, Attention: Sue Valenzuela, or mailed to US Army, Corps of Engineers, Seattle District, Attention: Sue Valenzuela, P.O. Box 3755, Seattle, WA 98124-3755.

Section Supplies or Services and Price

INSTRUCTIONS

**THIS AWARD IS ISSUED IN ACCORDANCE WITH THE
SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM**

Web Invoicing System (WInS)

WInS is an optional online invoicing system providing Department of Defense vendors an electronic means of submitting invoices for payment. Vendor registration for WinS is accomplished through the following DFAS website: <https://ecweb.dfas.mil>

At the website click on NEW Account to register and select "USACE" as the payment system name. The payment office code and location is "TO-UFC Millington". To establish an account in WInS, vendors must be registered with the Central Contractor Registration (CCR).

NOTES

NAICS Coding versus SIC Coding

The computer program used to generate this document does not provide Standard Form (SF-1155), with a NAICS code. The SIC Code 1542, shall be read as if completed with the NAICS code 236210. The size standard is \$28.5 million.

NOTES:

1. Marking of Quote Envelopes:

Envelopes shall be plainly marked as follows:

QUOTE FOR:	SOUNDPROOFING OF CONTROL ROOM WALLS LIBBY DAM PROJECT LIBBY, MONTANA
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Request for Quote No. DACW67-03-Q-0083

CLOSING DATE AND TIME: 16 JULY 2003, 10:00 A.M. Local Time

AMENDMENTS NUMBERED _____ HAVE BEEN RECEIVED

2. **PROSPECTIVE OFFERORS:** The Director of Defense Procurement has issued a final rule amending the Defense Federal Acquisition Regulations Supplement (DFARS) to require contractors to be registered in the DOD Central Contractor Registration (CCR) for awards resulting from solicitations issued after May 31, 1998.

This rule more efficiently implements the Debt Collection Improvement Act of 1996, as it requires contractors to be registered in CCR for consideration of future solicitations, awards, and payment. Registration is

required prior to award of any contract, basic agreement, basic ordering agreement, or blanket purchase agreement from a solicitation issued after May 31, 1998. **LACK OF REGISTRATION IN THE CCR DATABASE WILL MAKE AN OFFER INELIGIBLE FOR AWARD.**

The web site may be accessed at <http://ccr2000.com>. You may call 1-888-227-2423 to obtain a Registration Packet or to register On Line at www.acq.osd.mil/ec.

3. Responses may be faxed until the date and time set for closing. Attention Faxes to Susan Valenzuela, (206) 764-6817.
4. Award will be made to the responsive responsible offer with the lowest total price.
5. ELECTRONIC FUNDS TRANSFER (EFT): Effective 99 Jun 01, the Government will make all payments by EFT (unless the Government VISA credit card is accepted). The only exceptions are: 1) Foreign Vendors; 2) Government Agencies, and 3) One time payments. The EFT forms and instructions are on the USACE Finance Center (UFC) Web Page; www.fc.usace.army.mil The UFC points of contact for this action are Ms. Nita Clower, 901/874-8542 and Mr. Michael Rye, 901/874-8543.
6. Please provide the following information:

Federal Taxpayer's ID Number: _____
 DUNS Number: _____
 Remit to Address:
 Company Name: _____
 Address: _____
 City/State/Zip: _____

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001	SOUNDPROOFING OF CONTROL ROOM WALLS FFP PROVIDE ALL PLANT, LABOR, EQUIPMENT AND MATERIALS TO PERFORM ALL WORK IN STRICT ACCORDANCE WITH THE STATEMENT OF WORK INCORPORATED HEREIN. DAVIS BACON WAGE DETERMINATION NO. MT030008, REV 0, DATED 06/13/2003 APPLIES TO THIS PROJECT AND IS INCORPORATED HEREIN. PURCHASE REQUEST NUMBER: W68MD9-3174-5878	1	Lump Sum		

NET AMT

Section DD1155 - Continuation Sheet

STATEMENT OF WORK

STATEMENT OF WORK
PROVIDE ACOUSTIC BARRIER WALL
CONTROL ROOM, LIBBY DAM
LIBBY, MONTANA
SPT67-03-P-JP11

June 19, 2003

1. DESCRIPTION OF WORK:

- 1.1. Bid Item 0001: Provide all plant, labor, equipment and materials, and perform all work in strict accordance with the Statement Of Work to provide a 38' wide x 12' high metal stud and drywall acoustic barrier wall in the control room at Libby Dam, Libby, Montana.

2. ITEMS OF WORK BID ITEM 0001:

2.1. New Work:

- 2.1.1. The contractor shall remove the existing carpet in the area of the new wall.
- 2.1.2. Provide 6"-25 gauge metal studs 16" on center with bottom and top track as indicated. Bottom track shall be fastened with powder actuated fasteners. Top track and studs attached to the wall shall be fastened with toggle bolts spaced at 24" on center. Contractor shall provide lateral bracing for the new wall. Bracing shall be attached to the window curtain mullions as required.
- 2.1.3. Provide acoustical insulation in the new wall. Insulation shall be 2.5 pcf nominal density, 5" thick, "Thermafiber" by US Gypsum or approved equal. Installation shall be as recommended by the manufacturer.
- 2.1.4. Provide expanded metal sheeting under 1 layer of 5/8" type X drywall to the window side of the new wall and 2- layers of 5/8" Type X drywall on the control room side. Window side shall be taped, control room side shall be taped, finished and painted with one primer coat and two finish coats of latex enamel paint. Wall finish shall match that of adjacent walls. Painting shall be performed by brush and roller. Spraying will not be allowed.
- 2.1.5. Provide one 12"x 12" access panel 18" AFF, 19' from the East wall and one access panel/door to facilitate a personal inspection of the cavity. Access panels shall be acoustically rated.
- 2.1.6. Project electricians will provide new phone/data and electrical outlets in the new wall. The contractor shall coordinate with the project for the installation of the new outlets.
- 2.1.7. Provide 4" vinyl base on the new wall. Base color shall match existing.

3. CONSTRUCTION PHASING AND RESTRICTIONS:

- 3.1. Work Coordination: All work must be coordinated through Mr. Charlie Comer, telephone 406-293-7751 X-213.
- 3.2. The contractor shall coordinate with the project electricians for the installation of the electrical devices prior to the installation of the drywall.
- 3.3. Interface with Building Occupants: The work shall be planned and accomplished so that there shall be a minimum of interference and inconvenience to the occupants. The contractor shall make every effort to minimize the presence of dust. Measures shall include as a minimum are as follows:
- 3.3.1 Perform all cutting operations outside of the control room.
- 3.3.2 Utilize vacuum sanders for the drywall finishing process.
- 3.4. The Contractor shall observe all local, state, and federal regulations while performing this contract and all construction will meet or exceed applicable industry standards.

4. CONSTRUCTION FACILITIES AND TEMPORARY CONTROLS

- 4.1. The Government shall make available to the Contractor, from existing outlets and supplies, reasonable amounts of potable water without charge. The Contractor shall reasonably conserve potable water furnished. The Contractor at their own expense shall install and maintain necessary temporary connections and distribution lines and shall remove the connections and lines prior to final acceptance of construction.
- 4.2. Subject to available supply, reasonable amounts of electric current shall be made available by the Government without charge to the Contractor for performing work at the work area. The Contractor shall carefully conserve electricity furnished.
- 4.3. A staging area shall be provided for the contractor as directed by the COR.
- 4.4. Work shall be performed between the hours of 06:30 AM and 5:00 PM Monday through Thursday unless an alternate work schedule is approved by the COR.
- 4.5. The Contractor is responsible for security of his own property and security of Government property when construction activities affect existing security measures.

5. PERFORMANCE PERIOD

- 5.1 The Contractor shall complete all work under this purchase order, including final cleanup of the premises, within 30 calendar days after date of Notice To Proceed.

6. POINTS OF CONTACT

Send all correspondence to:

U.S. Army Corps of Engineers
 Small Projects Office
 ATTN: Nilo Bonifacioi
 PO Box 92146
 Tillicum, WA. 98429-0146

Project Lead:

James Phillip
 Phone (406) 541-4845 X-324
 Fax (406) 541-4849
 Cell (406) 360-2864

Construction Representative:

Marshall Fisher
 Phone (406) 541-4845 X-326
 Fax (406) 541-4849

CLAUSES INCORPORATED BY REFERENCE

52.204-3	Taxpayer Identification	OCT 1998
52.204-6	Data Universal Numbering System (DUNS) Number	JUN 1999
52.219-19	Small Business Concerns Representation For The Small Business Competitiveness Demonstration Program	OCT 2000

52.219-20	Notice of Emerging Small Business Set-Aside	JAN 1991
52.219-21	Small Business Size Representation For Targeted Industry Categories Under The Small Business Competitiveness Demonstration Program	MAY 1999
52.222-1	Notice To The Government Of Labor Disputes	FEB 1997
52.222-3	Convict Labor	JUN 2003
52.222-6	Davis Bacon Act	FEB 1995
52.222-7	Withholding of Funds	FEB 1988
52.222-8	Payrolls and Basic Records	FEB 1988
52.222-9	Apprentices and Trainees	FEB 1988
52.222-10	Compliance with Copeland Act Requirements	FEB 1988
52.222-11	Subcontracts (Labor Standards)	FEB 1988
52.222-12	Contract Termination-Debarment	FEB 1988
52.222-13	Compliance with Davis -Bacon and Related Act Regulations.	FEB 1988
52.222-14	Disputes Concerning Labor Standards	FEB 1988
52.222-15	Certification of Eligibility	FEB 1988
52.222-17	Labor Standards for Construction Work--Facilities Contracts	FEB 1988
52.222-26	Equal Opportunity	APR 2002
52.232-23	Assignment Of Claims	JAN 1986
52.232-27	Prompt Payment for Construction Contracts	FEB 2002
52.232-33	Payment by Electronic Funds Transfer--Central Contractor Registration	MAY 1999
52.233-1	Disputes	JUL 2002
52.236-5	Material and Workmanship	APR 1984
52.236-12	Cleaning Up	APR 1984
52.236-13	Accident Prevention	NOV 1991
52.242-14	Suspension of Work	APR 1984
52.243-1	Changes --Fixed Price	AUG 1987
52.243-5	Changes and Changed Conditions	APR 1984
52.249-1	Termination For Convenience Of The Government (Fixed Price) (Short Form)	APR 1984
52.249-10	Default (Fixed-Price Construction)	APR 1984
252.204-7004	Required Central Contractor Registration	NOV 2001
252.217-7015	Safety and Health	DEC 1991

CLAUSES INCORPORATED BY FULL TEXT

52.219-1 SMALL BUSINESS PROGRAM REPRESENTATIONS (APR 2002)

(a)(1) The North American Industry Classification System (NAICS) code for this acquisition is **236210**.

(2) The small business size standard is **\$28.5 million**.

(3) The small business size standard for a concern which submits an offer in its own name, other than on a construction or service contract, but which proposes to furnish a product which it did not itself manufacture, is 500 employees.

(b) Representations. (1) The offeror represents as part of its offer that it () is, () is not a small business concern.

(2) (Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.) The offeror represents, for general statistical purposes, that it () is, () is not a small disadvantaged business concern as defined in 13 CFR 124.1002.

(3) (Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.) The offeror represents as part of its offer that it () is, () is not a women-owned small business concern.

(4) (Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.) The offeror represents as part of its offer that it () is, () is not a veteran-owned small business concern.

(5) (Complete only if the offeror represented itself as a veteran-owned small business concern in paragraph (b)(4) of this provision.) The offeror represents as part of its offer that it () is, () is not a service-disabled veteran-owned small business concern.

(6) (Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.) The offeror represents, as part of its offer, that--

(i) It () is, () is not a HUBZone small business concern listed, on the date of this representation, on the List of Qualified HUBZone Small Business Concerns maintained by the Small Business Administration, and no material change in ownership and control, principal office, or HUBZone employee percentage has occurred since it was certified by the Small Business Administration in accordance with 13 CFR part 126; and

(ii) It () is, () is not a joint venture that complies with the requirements of 13 CFR part 126, and the representation in paragraph (b)(6)(i) of this provision is accurate for the HUBZone small business concern or concerns that are participating in the joint venture. (The offeror shall enter the name or names of the HUBZone small business concern or concerns that are participating in the joint venture:_____.) Each HUBZone small business concern participating in the joint venture shall submit a separate signed copy of the HUBZone representation.

(c) Definitions. As used in this provision--

Service-disabled veteran-owned small business concern--

(1) Means a small business concern--

(i) Not less than 51 percent of which is owned by one or more service-disabled veterans or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more service-disabled veterans; and

(ii) The management and daily business operations of which are controlled by one or more service-disabled veterans or, in the case of a veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran.

(2) Service-disabled veteran means a veteran, as defined in 38 U.S.C. 101(2), with a disability that is service-connected, as defined in 38 U.S.C. 101(16).

"Small business concern," means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under the criteria in 13 CFR Part 121 and the size standard in paragraph (a) of this provision.

Veteran-owned small business concern means a small business concern--

(1) Not less than 51 percent of which is owned by one or more veterans (as defined at 38 U.S.C. 101(2)) or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more veterans; and

(2) The management and daily business operations of which are controlled by one or more veterans.

"Women-owned small business concern," means a small business concern --

(1) That is at least 51 percent owned by one or more women; in the case of any publicly owned business, at least 51 percent of the stock of which is owned by one or more women; and

(2) Whose management and daily business operations are controlled by one or more women.

(d) Notice.

(1) If this solicitation is for supplies and has been set aside, in whole or in part, for small business concerns, then the clause in this solicitation providing notice of the set-aside contains restrictions on the source of the end items to be furnished.

(2) Under 15 U.S.C. 645(d), any person who misrepresents a firm's status as a small, HUBZone small, small disadvantaged, or women-owned small business concern in order to obtain a contract to be awarded under the preference programs established pursuant to section 8(a), 8(d), 9, or 15 of the Small Business Act or any other provision of Federal law that specifically references section 8(d) for a definition of program eligibility, shall--

(i) Be punished by imposition of fine, imprisonment, or both;

(ii) Be subject to administrative remedies, including suspension and debarment; and

(iii) Be ineligible for participation in programs conducted under the authority of the Act.

(End of provision)

52.228-13 ALTERNATIVE PAYMENT PROTECTIONS (JULY 2000)

(a) The Contractor shall submit one of the following payment protections:

1. Payment Bond
2. Irrevocable Letter of Credit

(b) The amount of the payment protection shall be 100 percent of the contract price.

(c) The submission of the payment protection is required within 10 days of contract award.

(d) The payment protection shall provide protection for the full contract performance period plus a one-year period.

(e) Except for escrow agreements and payment bonds, which provide their own protection procedures, the Contracting Officer is authorized to access funds under the payment protection when it has been alleged in writing by a supplier of labor or material that a nonpayment has occurred, and to withhold such funds pending resolution by administrative or judicial proceedings or mutual agreement of the parties.

(f) When a tripartite escrow agreement is used, the Contractor shall utilize only suppliers of labor and material that signed the escrow agreement.

(End of clause)

52.252-1 SOLICITATION PROVISIONS INCORPORATED BY REFERENCE (FEB 1998)

This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this/these address(es):

<http://www.arnet.gov/far>
<http://www.farsite.hill.af.mil>
<http://www.dtic.mil/dfars>

(End of provision)

52.252-2 CLAUSES INCORPORATED BY REFERENCE (FEB 1998)

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this/these address(es):

<http://www.arnet.gov/far>
<http://www.farsite.hill.af.mil>
<http://www.dtic.mil/dfars>

(End of clause)

DAVIS BACON

General Decision Number MT030008

General Decision Number **MT030008**

Superseded General Decision No. MT020008

State: **Montana**

Construction Type:

BUILDING

County(ies):

LINCOLN SANDERS

LAKE MINERAL

BUILDING CONSTRUCTION PROJECTS (does not include residential construction consisting of single family homes and apartments up to and including 4 stories)

Modification Number Publication Date

0 06/13/2003

COUNTY(ies):

LINCOLN SANDERS

LAKE MINERAL

ELEC0233E 04/01/2002

Rates

Fringes

COMMUNICATIONS TECHNICIANS (Including

HVAC Control Wiring and other Low Voltage Wiring)	18.47	4.25%+4.82

ELEC0768E 06/01/2001		
	Rates	Fringes
ELECTRICIANS (Excluding HVAC Control Wiring and other Low Voltage Wiring)	23.00	7.28

IRON0014H 07/01/2002		
	Rates	Fringes
IRONWORKERS, STRUCTURAL	21.17	10.98

PLUM0459B 05/01/2002		
	Rates	Fringes
PLUMBERS AND PIPEFITTERS (Including Piping for HVAC)	22.66	8.25

SFMT0669B 04/01/2003		
	Rates	Fringes
SPRINKLER FITTERS, FIRE	25.80	7.10

SUMT1009A 02/23/1999		
	Rates	Fringes
ACOUSTICAL CEILING INSTALLER	10.38	.92
CARPENTER (Including Form Work, excluding Acoustical Ceilings, Batt/Blown Insulation,Cabinets, Drywall, Hardwood Floors, and Overhead Doors)	13.97	2.16
CEMENT MASONS	15.05	.58
LABORERS:		
General	10.17	2.58
Cement Mason Tender	13.74	2.94
INSULATOR, BATT/BLOWN	9.77	.75
OVERHEAD DOOR INSTALLER	13.03	3.31
PLUMBERS & PIPEFITTERS (Set HVAC unit only)	17.02	3.79
POWER QUIPMENT OPERATORS:		
Backhoe	13.00	
Loader	13.80	
ROOFERS	13.21	4.35
SHEET METAL WORKERS (Set HVAC unit only)	17.02	3.79
SHEET METAL WORKERS (HVAC Duct Work only)	13.90	2.00

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.		
=====		
Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses		

(29 CFR 5.5(a)(1)(ii)).

In the listing above, the "SU" designation means that rates listed under that identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- * an existing published wage determination
- * a survey underlying a wage determination
- * a Wage and Hour Division letter setting forth a position on a wage determination matter
- * a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations
Wage and Hour Division
U. S. Department of Labor
200 Constitution Avenue, N. W.
Washington, D. C. 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N. W.
Washington, D. C. 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U. S. Department of Labor
200 Constitution Avenue, N. W.
Washington, D. C. 20210

4.) All decisions by the Administrative Review Board are final.

END OF GENERAL DECISION

